IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO. 3751 OF 2005
IN
CRIMINAL APPEAL NO. 553 OF 2005

Manoj Samersing Badoria ...Applicant

Versus

The State of Maharashtra ...Respondent

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Mr. Rishi Bhuta, Advocate for Applicant

Mr. M. S. Mhambray, A.P.P. for State.

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CORAM: SMT. V.K. TAHILRAMANI, J.

DATED: 20TH JUNE, 2005

P. C.:-

1. Heard both sides.

2. The applicant has been convicted under Section 395, 452 of I.P.C. and sentenced to imprisonment for three years and fine amount of Rs.5000/- i/d R.I. for six months on both counts.

3. The learned advocate for the applicant has submitted that the applicant was on bail pending the trial and he has not misused the liberty granted to him. This statement has not been controverted by the prosecution. The learned advocate for the applicant has further submitted that the sentence is only of

three years and the appeal is not likely to be heard soon, hence, bail may be granted to the applicant. Looking to the facts and circumstances of this case, I am inclined to grant bail to the applicant.

4. On the fine amount being paid, the applicant Manoj Samersing Badoria, be released on bail in the sum of Rs.25,000/- (Twenty five thousand only) with one or two sureties to make the said amount. The applicant shall report to DCB, CID Police Station once in a month during the pendency of appeal.

5. Criminal application is disposed of.

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